

# Exhibit F

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**NEXTGEAR CAPITAL, INC.,**  
an Indiana company,  
Plaintiff,

Case No.

v.

**JOHN YURKOVICH AUTO SALES, INC.,**  
a Michigan company, and  
**JOHN YUKOVICH**, individually,  
Defendants.

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Daniel N. Sharkey (P53837)  
Brad A. Danek (P72098)  
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Attorneys for Plaintiff

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**ORDER GRANTING PLAINTIFF'S  
MOTION FOR POSSESSION PENDING FINAL JUDGMENT**

At a session of said Court held in the City of  
Detroit, County of Wayne and State of  
Michigan on:

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PRESENT: HON. \_\_\_\_\_  
District Court Judge

Plaintiff NextGear Capital, Inc. (“NextGear”), filed a Verified Motion and Brief for Possession Pending Final Judgment and for a Temporary Order Pending Hearing pursuant to Fed. R. Civ. P. 64, MCL § 600.2920, and MCR 3.105 (the “Motion”).

On January 28, 2016, NextGear personally served Defendant John Yurkovich Auto Sales, Inc. (“JYAS”) with a copy of the Motion and Notice of Hearing. JYAS did not file a response to the Motion. The Court having reviewed the Motion and having conducted a hearing on \_\_\_\_\_, the Court being otherwise fully advised on the premises and for the reasons stated on the record:

**IT IS HEREBY ORDERED THAT:**

1. NextGear is granted possession of the following vehicles (“Vehicles”) pending final judgment:

1. 2007 Ford Focus, VIN 229427, Stock #554
2. 2007 Pontiac G6, VIN 102573, Stock #556
3. 2002 Ford Focus, VIN 109953, Stock #560
4. 2006 Chrysler Town & Country Touring Signature, VIN 738974, Stock #561
5. 2005 Dodge Durango, VIN 510795, Stock #592
6. 2004 Cadillac DeVille, VIN 126115, Stock #596
7. 2004 Cadillac SRX, VIN 165241, Stock #597
8. 2002 Ford Ranger, VIN A74737, Stock #602
9. 2005 Chevy Trailblazer, VIN 276655, Stock #604
10. 2000 Chevy Montana, VIN 285371, Stock #608
11. 2003 Chrysler PT Cruiser, VIN 619934, Stock #609
12. 1998 Ford Mustang, VIN 208711, Stock #610
13. 2003 Chrysler Town and Country, VIN 241525, Stock #612
14. 2000 Ford E350, VIN B26780, Stock #614
15. 2004 Pontiac Grand Am, VIN 245597, Stock #619

- 16.1985 Lincoln TownCar, VIN 666860, Stock #621
- 17.2001 Ford F150, VIN E49140, Stock #623
- 18.2004 Ford Explorer, VIN B17384, Stock #624
- 19.2007 Chrysler PT Cruiser, VIN 557762, Stock #625
- 20.2004 Ford F150, VIN A44386, Stock #632
- 21.2007 Cadillac DTS, VIN 183103, Stock #635
- 22.2006 Hummer H3, VIN 282843, Stock # 638
- 23.2006 Chevy Aveo, VIN 577252, Stock #639
- 24.2008 Chrysler Town & Country Touring, VIN 844342, Stock #641

2. The Sheriff or court officer shall seize the Vehicles within 21 days of entry of this Order and deliver them to NextGear.

3. JYAS and anyone acting in concert with JYAS or with actual or constructive knowledge of this Order are prohibited from using, operating, damaging, destroying, concealing, hypothecating, selling, transferring, giving away, altering or otherwise disposing of the Vehicles, except as strictly necessary to ensure they are in a secure, covered and enclosed location or as is otherwise necessary to prevent waste, from entry of this Order until the Vehicles are seized.

4. JYAS shall pay NextGear's attorney fees and costs incurred in connection with this Motion and seizure of the Vehicles.

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DISTRICT COURT JUDGE

DATED: \_\_\_\_\_